

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

RAMPART INVESTMENT CORP.,
AMIRUL ISLAM AS AGENT,

Plaintiff,

v.

JASMINE BODY, et al.,

Defendants.

Case No. CV 18-2561 MWF (SSx)

ORDER SUMMARILY REMANDING

IMPROPERLY-REMOVED ACTION

The Court will remand this unlawful detainer action to state court summarily because Defendant removed it improperly.


On April 2, 2018, Defendant Jasmine Body, having been sued in what appears to be a routine unlawful detainer action in California state court, filed a Notice of Removal of that action to this Court and presented an application to proceed in forma pauperis. The Court has denied the IFP application under separate cover because the action was not properly removed. To prevent the action from remaining in jurisdictional limbo, the Court issues this Order to remand the action to state court.

1 Simply stated, this action could not have been originally
2 filed in federal court because the complaint does not competently
3 allege facts supporting either diversity or federal-question
4 jurisdiction, and therefore removal is improper. 28 U.S.C.
5 § 1441(a); see Exxon Mobil Corp. v. Allapattah Svcs., Inc., 545
6 U.S. 546, 563 (2005).

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8 Accordingly, IT IS ORDERED that (1) this matter be REMANDED
9 to the Superior Court of California, County of Los Angeles, Central
10 Courthouse, 111 N. Hill Street, Los Angeles, CA 90012, for lack of
11 subject matter jurisdiction pursuant to 28 U.S.C. § 1447(c);
12 (2) the Clerk send a certified copy of this Order to the state
13 court; and (3) the Clerk serve copies of this Order on the parties.

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15 IT IS SO ORDERED.

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17 DATED: April 5, 2018

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20 MICHAEL W. FITZGERALD
21 UNITED STATES DISTRICT JUDGE
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